

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

JOSE PESANTE,

Defendant.

INFORMATION

08 Cr.

USDC SDNY
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08 CRIM 148

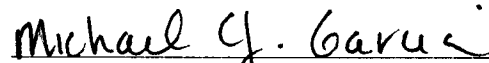
Count One

The United States Attorney charges:

From at least on or about March 6, 2007, up to and including in or about September 2007, in the Southern District of New York and elsewhere, JOSE PESANTE, the defendant, unlawfully, willfully, and knowingly did execute and attempt to execute a scheme and artifice to defraud a financial institution, and to obtain money, funds, credits, assets, securities and other property owned by, and under the custody and control of, a financial institution the deposits of which were then insured by the Federal Deposit Insurance Corporation, to wit, North Fork Bank, by means of false and fraudulent pretenses, representations and promises, to wit, PESANTE, having devised a scheme to fund a bank account with counterfeit checks and then withdraw money from such account, did open a bank account at North Fork Bank, deposit

counterfeit checks therein, and then use the account's debit card to obtain cash.

(Title 18, United States Code, Section 1344).


MICHAEL J. GARCIA
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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(18 U.S.C. § 1344.)

MICHAEL J. GARCIA
United States Attorney.

February 25, 2008 - Information filed.
February 25, 2008 - The defendant Jose Pesante and his attorney
Russell H. Newfield are present. Also Mark D. Hampel is present. I
Court Reports Jennifer Thum is present. See transcript. The defendant
was indicted and pleads guilty to Count One. The Court
accepts the plea. The P.S.G. is ordered. Sentencing is scheduled
for May 29, 2008 at 9:30 am. Bail is continued.

Castel J.